

Ordinance No. 18323-09-2008

AN ORDINANCE INCREASING ESTIMATED RECEIPTS AND APPROPRIATIONS IN THE FUTURE IMPROVEMENTS PROJECTS OF THE SPECIAL ASSESSMENTS FUND IN THE AMOUNT OF \$344,287.33 FROM DEVELOPER CONTRIBUTIONS FOR THE PURPOSE OF TRANSFERRING SAID FUNDS TO THE GRANTS FUNDS; PROVIDING FOR A SEVERABILITY CLAUSE; MAKING THIS ORDINANCE CUMULATIVE OF PRIOR ORDINANCES IN CONFLICT HERewith; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FORT WORTH, TEXAS:

SECTION 1.

That in addition to those amounts allocated to the various City departments for Fiscal Year 2007-2008 in the Budget of the City Manager, there shall also be increased estimated receipts and appropriations in the Future Improvements Projects of the Special Assessments Fund in the amount of \$344,287.33 from developer contributions for the purpose of transferring said funds to the Grants Fund.

SECTION 2.

That should any portion, section or part of a section of this ordinance be declared invalid, inoperative or void for any reason by a court of competent jurisdiction, such decision, opinion or judgment shall in no way impair the remaining portions, sections, or parts of sections of this ordinance, which said remaining provisions shall be and remain in full force and effect.

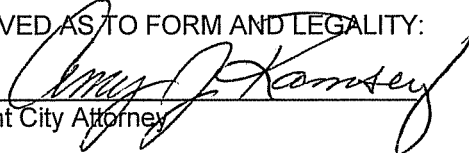
SECTION 3.

That this ordinance shall be cumulative of Ordinance No. 17749 and all other ordinances and appropriations amending the same except in those instances where the provisions of this ordinance are in direct conflict with such other ordinances and appropriations, in which instance said conflicting provisions of said prior ordinances and appropriations are hereby expressly repealed.

SECTION 4.

This ordinance shall take effect upon adoption.

APPROVED AS TO FORM AND LEGALITY:


Assistant City Attorney

ADOPTED AND EFFECTIVE: September 30, 2008

City of Fort Worth, Texas
Mayor and Council Communication

**COUNCIL ACTION: Approved on 9/30/2008 - Res. No. 3664-09-2008, Ord. No. 18323-09-2008
& 18324-09-2008**

DATE: Tuesday, September 30, 2008
LOG NAME: 20GOLDENTRI_ILA

REFERENCE NO.: C-23104

SUBJECT:

Adopt a Resolution Authorizing Execution of a Local Project Advance Funding Agreement with the Texas Department of Transportation for the Widening of Golden Triangle Boulevard from Interstate Highway 35W to US 377 with City Participation in the Amount of \$14,162,710.00, Authorize Execution of an Interlocal Agreement with Tarrant County for its Cost Participation in an Amount up to \$7,300,000.00 and Adopt Appropriation Ordinances (Project No. 00140)

RECOMMENDATION:

It is recommended that the City Council:

1. Adopt the attached resolution authorizing the City Manager to execute a Local Project Advance Funding Agreement with the Texas Department of Transportation for a Surface Transportation Program-Metropolitan Mobility Project for Golden Triangle Boulevard from Interstate Highway 35W to US 377 in the amount of \$25,162,710.00 with City participation in the amount of \$14,162,710.00;
2. Authorize the City Manager to accept \$11,000,000.00 non-cash federal funds contributing to the Surface Transportation Program-Metropolitan Mobility Project for Golden Triangle Boulevard from Interstate Highway 35W to US 377 from the Surface Transportation Program-Metropolitan Mobility Program Grant through Texas Department of Transportation;
3. Authorize the City Manager to execute an Interlocal Agreement with Tarrant County, Texas, for cost participation, and accept Tarrant County's contribution in the amount up to \$7,300,000.00 for use towards the required local match to the Surface Transportation Program-Metropolitan Mobility Project Grant;
4. Authorize the transfer of \$6,518,422.67 from the 2004 Street Improvements Fund to the Grants Fund towards the City's match;
5. Adopt the attached appropriation ordinance increasing estimated receipts and appropriations in the Future Improvements Projects of the Special Assessments Fund in the amount of \$344,287.33 from developer contributions;
6. Authorize the transfer of \$344,287.33 from the Special Assessments Fund to the Grants Fund towards the City's match;
7. Adopt the attached appropriation ordinance increasing estimated receipts and appropriations in the Grants Fund by \$25,162,710.00; and
8. Authorize the initial payment in the amount of \$1,517,433.00 to the Texas Department of Transportation.

DISCUSSION:

On September 6, 2005, (M&C C-20954) the City Council authorized the City Manager to execute Engineering Services Contract No. 32378 with Teague Nall and Perkins in the amount of \$355,275.00 for the schematic design of Golden Triangle Boulevard from Interstate Highway 35W to US 377.

On December 12, 2006, (M&C C-21883) the City Council authorized the City Manager to execute Amendment No. 1 to Engineering Services Contract No. 34416 with Teague Nall and Perkins, Inc., in the amount of \$1,711,431.00 for the final design of Golden Triangle Boulevard from Interstate Highway 35W to US 377 for a total contract cost of \$2,066,706.00.

Texas Department of Transportation (TxDOT) has approved using these design costs as a portion of the City's local match, therefore, incurred design costs for the Project recorded in 2004 Street Improvements Fund will be transferred to the Grants Fund.

The scope of work in the Local Project Advance Funding Agreement (LPAFA) consists of the widening and reconstruction of Golden Triangle Boulevard from two lanes to four lanes between Interstate Highway 35W to US 377. The City is responsible for designing the roadway, securing any needed right-of-way, adjusting or relocating utilities, and environmental mitigation for the project. TxDOT will advertise, award, and inspect construction for the Project. The City will own and maintain the roadway after construction is complete.

The total project funding is \$25,162,710.00 which consists of Federal funding, \$11,000,000.00; City funding, \$6,518,422.67, developer funding received through various Community Facilities Agreements for future improvements to Golden Triangle Boulevard, \$344,287.33; and Tarrant County funding, \$7,300,000.00. Upon execution of the agreement between the City, the first payment of \$1,517,433.00 will be due to TxDOT.

This project is located in COUNCIL DISTRICT 2, Mapsco 21L, 21M and 21R; 22N, 21P, 21Q, 21L and 21M; and 23J. It is anticipated that TxDOT will let the project for construction in Spring 2009.

BACKGROUND:

The 2004 Capital Improvement Program (CIP) approved funds for the design and construction of this project as a four-lane divided roadway; and agreements for funding from the following agencies are anticipated:

- The Tarrant County 2006 Bond Program approved \$7,300,000.00 for this project.
- The North Central Texas Council of Governments (NCTCOG) added the project to the Transportation Improvement Program (TIP) and the Statewide TIP. In July 2006, approval was received for \$11,000,000.00 in Federal funds.

FISCAL INFORMATION/CERTIFICATION:

The Financial Management Services Director certifies that upon approval of the above recommendations, execution of the LPAFA and the ILA and adoption of the attached appropriation ordinances, funds will be available in the current capital budget, as appropriated, of the Grants Fund.

TO Fund/Account/Centers

2)8) GR74 451962 020302267000	\$11,000,000.00
3)8) GR74 451345 020302267000	\$7,300,000.00
4)8) GR74 472200 020302267000	\$6,518,422.67
5) GS94 488100 020941369010	\$344,287.33
5) GS94 538070 020941369010	\$344,287.33
6)7) GR74 472094 020302267000	\$344,287.33

FROM Fund/Account/Centers

4) C200 538070 202230014083	\$6,518,422.67
6) GS94 538070 020941369010	\$344,287.33
8) GR74 541210 020302267830	\$1,517,433.00

<u>7) GR74 531200 020302267320</u>	<u>\$2,066,706.00</u>
<u>7) GR74 541100 020302267410</u>	<u>\$250,000.00</u>
<u>7) GR74 541210 020302267830</u>	<u>\$12,798,005.00</u>
<u>GR74 INKIND 020302267XXX</u>	<u>\$11,000,000.00</u>

<u>Submitted for City Manager's Office by:</u>	Fernando Costa (8476)
<u>Originating Department Head:</u>	Greg Simmons (7862)
<u>Additional Information Contact:</u>	Jim Walker (8009)
